

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**PHILLIP CAMPBELL-GRAVES,**

**Plaintiff,**

**vs.**

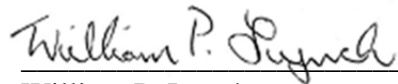
**CIV. NO. 16-980-WPL**

**NANCY A. BERRYHILL,  
Acting Commissioner of  
Social Security,**

**Defendant.**

**ORDER**

The Stipulation of Award of Attorney Fees Under the Equal Access to Justice Act, filed August 23, 2017 (Doc. 27), is **GRANTED**. In consideration thereof, if is **ORDERED** that Defendant pay to Plaintiff reasonable attorney fees in the amount of \$6,500.00. Payment shall be to the Plaintiff, but mailed to Plaintiff's counsel. In addition, if Plaintiff's counsel ultimately receives an award of attorney fees pursuant to 42 U.S.C. § 406(b), he must refund the smaller award to Plaintiff pursuant to *Weakley v. Bowen*, 803 F.2d 575, 580 (10th Cir. 1986).



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William P. Lynch  
United States Magistrate Judge

Submitted by:

THOMAS H. KRAUS

Special Assistant United States Attorney

Office of the General Counsel

Social Security Administration

1961 Stout Street, Suite 4169

Denver, CO 80294-4003

(303) 844-0017

tom.kraus@ssa.gov

Electronically approved on 8/23/2017

MICHAEL D. ARMSTRONG

Attorney for Plaintiff

220 Adams Street, SE, Suite B

Albuquerque, NM 87108

Bus. (505) 890-9056

Fax (505) 266-5860

michaelarm@michaelarmstronglaw.com